

Docket No. 2002-756

January 28, 2003

MAINE PUBLIC SERVICE COMPANY
Request for Approval of a Special
Rate Contract with Maine Brand
Manufacturing, Inc.

ORDER APPROVING CONTRACT

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

SUMMARY OF DECISION

By this Order, the Commission approves Maine Public Service Company's (MPS's) proposed Special Rate Contract (contract) with Maine Brand Manufacturing, Inc. (Maine Brand).

DISCUSSION AND DECISION

On December 5, 2002, MPS filed with this Commission a proposed Special Rate C contract with Maine Brand. This two-year contract expires on December 31, 2004, ten months into the next stranded cost period.

We have reviewed the contract and find that the revenue loss (relative to retail rates) associated with this discount contract is not large enough to present significant risk to MPS's other customers. Therefore, we will allow the contract to go into effect but make no finding, at this time, regarding the appropriate ratemaking treatment.

Accordingly, we

ORDER

That the contract with Maine Brand Manufacturing, Inc., filed by Maine Public Service Company on December 5, 2002, is hereby approved and may become effective as of January 1, 2003, as requested by MPS.

Dated at Augusta, Maine, this 28th day of January, 2003.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: Welch
Nugent
Diamond

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within **21 days** of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.